

MINUTES OF SPECIAL MEETING  
OF BOARD OF TRUSTEES OF  
CITY OF SMITHS GROVE, KENTUCKY  
HELD ON JULY 24, 1973

A special meeting of the Board of Trustees of the CITY OF SMITHS GROVE, KENTUCKY, was held at Smiths Grove, Warren County, Kentucky, on the 24 day of July, 1973, at 4:00 p.m.

Present at said meeting were all of the directors, namely,  
Chairman James R. Bell, Mr. Lucian E. Flora, Mr. Maurice D. Marr,  
Dr. James S. Hill, Mr. Charles Whitley.

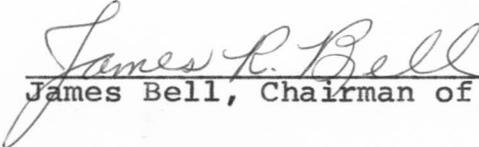
The Secretary presented to the meeting a Waiver of Notice signed by all of the trustees. The Chairman directed that the original of said waiver be attached to the minutes of this meeting. The Chairman advised the board that the William Kelly Corporation has filed suit against the CITY OF SMITHS GROVE, KENTUCKY, regarding a water meter which was installed at the request of the Kentucky Department of Highways and further that it was necessary to designate an official attorney for the CITY OF SMITHS GROVE, KENTUCKY, for the purpose of defending said lawsuit. It was further presented that there is the possibility that the William Kelly Corporation would be liable to the CITY OF SMITHS GROVE, KENTUCKY or the subscribers to its water system for unworkman-like construction on the state's water main which has adversely affected the water system of the CITY OF SMITHS GROVE, KENTUCKY and further it would be necessary for the board of trustees to designate an attorney for the purpose

of prosecuting a counter claim on behalf of the CITY OF SMITHS GROVE,  
KENTUCKY against the William Kelly Corporation.

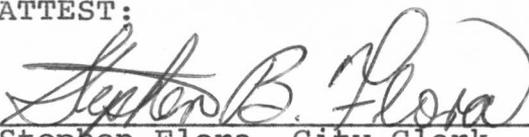
On proper motion brought before the board by Dr. James S.  
Hill and properly seconded by Maurice Marr, it is hereby resolved;

RESOLVED:

That Max B. Harlin, III be and is hereby designated  
as the official attorney for the CITY OF SMITHS GROVE,  
KENTUCKY, for the purpose of defending a lawsuit  
filed by the law firm of English, Priest, Lucas &  
Owsley on behalf of the William Kelly Corporation  
against the CITY OF SMITHS GROVE, KENTUCKY and  
further to prosecute a counter claim in the name  
of the CITY OF SMITHS GROVE, KENTUCKY, for and on  
behalf of its subscribers and municipal water system  
against the William Kelly Corporation.

  
James Bell, Chairman of the Board

ATTEST:

  
Stephen Flora, City Clerk

WAIVER OF NOTICE OF SPECIAL MEETING  
OF BOARD OF TRUSTEES OF  
CITY OF SMITHS GROVE, KENTUCKY  
HELD ON JULY 24, 1973

The undersigned, constituting all of the members of the Board of Trustees of CITY OF SMITHS GROVE, KENTUCKY, do hereby waive notice of the time and place of a special meeting of the Board of Trustees and do hereby fix the 24 day of July, 1973 at 4:00 p.m. at Smiths Grove, Warren County, Kentucky, as the place of the meeting.

*James R. Bell*  
James Bell, Chairman of the Board

*Lucia E. Flora*  
*Maurice D. Martin*  
*James H. Hill, D.C.*  
*Charles Whittley*